

UNITED STATES OF AMERICA  
DEPARTMENT OF INTERIOR  
BUREAU OF LAND MANAGEMENT  
MEDFORD DISTRICT OFFICE

CATEGORICAL EXCLUSION/DECISION RECORD

**Greg Liles**  
**R/W Grant Application OR 63649**  
**CE #OR117-08-25**

**I. PROPOSED ACTION:**

The proposed action is to issue Right-of-Way Grant OR 63649 to Greg M. Liles for use of BLM 37-7-13 and an un-named spur road off the intersection of BLM Roads 37-7-13 and 37-7-13.1 near the Cheney Creek Road area. The road right-of-way is for residential access (ingress/egress) only. Both roads are existing roads. The spur road is a natural surface road which must be brought up to all weather use standards (possible grading, gravel, cleaning ditches, drainage, etc). The width of the road right-of-way is estimated to be 20 feet, and 1,500 feet long. If authorized, the term for this right-of-way grant would be thirty (30) years. The proposed right-of-way is located as follows:

SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 13,  
Township 37 South, Range 7 West, W.M.,  
Josephine County, Oregon

**Project Design Features**

Notify the Authorized Officer upon discovery of any noxious weed species found on the right-of-way area. The Holder is responsible for immediate control and eradication. The Holder shall consult with, and obtain written approval from, the Authorized Officer for acceptable weed control methods, such as mechanical or chemical, or provide funds to BLM for treatment.

See Exhibit B and Exhibit C attached hereto for additional project design features.

**II. PLAN CONFORMANCE**

The proposed action is in conformance with the following land use plans and decisions:

- (a) Record of Decision for the Medford District Resource Management Plan (June 1995);
- (b) Record of Decision for Amendments to Forest Service and Bureau of Land Management Planning Documents within the Range of the Northern Spotted Owl and the Standard and Guidelines for Late-Successional and Old Growth Forest Related Species within the Range of the Northern Spotted Owl (April 1994);
- (c) Record of Decision and Standards and Guidelines for Amendments to the Survey and Manage, Protection Buffer, and other Mitigation Measures Standards and Guidelines (January 2001);

- (d) Record of Decision to Remove the Survey and Manage Mitigation Measure Standards and Guidelines in Forest Service and Bureau of Land Management Plans within the Range of the Northern Spotted Owl. (July 2007); and
- (e) Record of Decision and Resource Management Plan Amendment for Management of Port-Orford-Cedar in Southwest Oregon, Coos Bay, Medford, and Roseburg Districts (May 2004).

### III. NEPA REVIEW

The Proposed Action qualifies as a categorical exclusion under Department Manual 516 DM 11.9, Section E, Realty (12, 16 and 17)

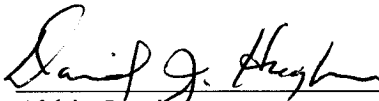
- "Grants of right-of-way wholly within the boundaries of other compatibly developed rights-of-way." (E-12)
- "Acquisition of easements for an existing road or **issuance of leases, permits or rights-of-way for the use of existing facilities, improvements, or sites for the same or similar purposes.**" (E-16)
- "**Grants of short rights-of-ways for utility service** or terminal access roads to an individual residence, outbuilding, or water well." (E-17).

 6/26/08  
NEPA Reviewer Date

Leslie Voelkel 05-28-08  
Preparer Date

### IV. DECISION

I have reviewed this CE, plan conformance, and NEPA compliance review and have determined the proposed action is in conformance with the approved land use plan and that no further environmental analysis is required. It is my decision to implement the action as described and approve OR 63649 Right-of-Way Grant to Greg Liles for a thirty (30) year term.

  
Abbie Jossie  
Field Manager  
Grants Pass Resources Area

7/1/08  
Date

**Categorical Exclusion Review for the issuance of a  
R/W Grant – Greg Liles Application OR 63649  
CE-OR117-08-25**

**Proposed Action:**

The use and maintenance of existing roads for the purposes of ingress and egress for residential use only.

Department of the Interior Manual 516 DM 2, Appendix 2 provides for a review of the following criteria for categorical exclusion to determine if exceptions apply to the proposed action based on actions which may:

1. *Have significant impacts on public health or safety.*

No        Remarks: This project is virtually the same as numerous other projects and no such impacts have been identified.

2. *Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resource, park, recreation, or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas.*

No        Remarks: activities occur within an established ROW and no effects are anticipated.

3. *Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].*

No        Remarks: This is standard use for this type of road.

4. *Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.*

No        Remarks: Environmental risks are the same as other similar projects.

5. *Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.*

No        Remarks: This project is similar to many other projects and does not set a precedent for future actions.

6. *Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.*

Yes        Remarks: This project authorizes use of an existing road – there are no other connected actions.

7. *Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by either the bureau or office.*

No        Remarks: No impacts are expected as all activities occur in previously disturbed areas.

8. *Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species.*

Plants      No

Animals    No

Fish        No

9. *Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment.*

No            Remarks: There is no evidence that this proposal will violate any laws.

10. *Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).*

No            Remarks:

11. *Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007).*

No            Remarks: This project places no restrictions on access by others

12. *Contribute to the introduction, continued existence, or spread of noxious weeds or nonnative invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112).*

No

**Reviewers:**

Jerry Faurbanks 6/25/08  
Silviculture, Vegetation Dynamics  
& Port-Orford Cedar Date

William S. J. 6/25/2008  
Botany Date

Joel Breuninger 6/24/08  
Cultural Resources Date

Jon R. Raper 6/24/08  
Fisheries Date

Gregory Raper 6/24/08  
Wildlife Date

David K. Mowrey 6/24/08  
Soils/Hydrology Date

J. M. Ki 6/24/08  
Visual Resources / Recreation Date

James R. Raper 6/24/08  
Engineering Date